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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 JOSE ALBERTO DIMAS-CAMPOS,
Defendant.
15

CASE NO. 2:22-cr-00139-JAM

**STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
AND ORDER**

DATE: September 26, 2023

TIME: 9:00 a.m.

COURT: Hon. John A. Mendez

17 **STIPULATION**

18 1. By previous order, this matter was set for status on September 26, 2023.

19 2. By this stipulation, defendants now move to continue the status conference until

20 **November 28, 2023, at 09:00 a.m.**, and to exclude time between September 26, 2023, and November
21 28, 2023, under Local Code T4.

22 3. The parties agree and stipulate, and request that the Court find the following:

23 a) The government has tendered discovery pursuant to a protective order. These
discovery materials include videos of controlled purchases.

24 b) Defense Counsel requests additional time to review the discovery materials and
charges, conduct investigation, research related to the charges, to review and copy the discovery
already tendered, to assess the viability of any pretrial motions, and arrange for in-person visits
25 to discuss potential resolutions with their client.
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c) Defense Counsel believes that failure to grant the above-requested continuance would deny them the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et seq.*, within which trial must commence, the time period of September 26, 2023 to November 28, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

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1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

4 IT IS SO STIPULATED.

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6 Dated: September 21, 2023

7 PHILLIP A. TALBERT
United States Attorney

8 _____
9 */s/ ROBERT C. ABENDROTH*
10 ROBERT C. ABENDROTH
11 Assistant United States Attorney

12 Dated: September 21, 2023

13 _____
14 */s/ CLEMENTE M. JIMENEZ*
15 CLEMENTE M. JIMENEZ
16 Counsel for Defendant
17 JOSE ALBERTO DIMAS-CAMPOS

18 **ORDER**

19 IT IS SO FOUND AND ORDERED.

20 Dated: September 21, 2023

21 _____
22 */s/ John A. Mendez*
23 THE HONORABLE JOHN A. MENDEZ
24 SENIOR UNITED STATES DISTRICT JUDGE